

1. *Leucosia* *leucosia* (L.)
2. *Leucosia* *leucostoma* (L.)
3. *Leucosia* *leucostoma* (L.)
4. *Leucosia* *leucostoma* (L.)

THE HISTORY OF THE PROTESTANT CHURCH IN THE STATE OF TEXAS.

JUDGE KATHLEEN CARDONE
DEPUTY *SK*

16 P. 102

MIGUEL PINEDA,

Plaintiff,

V.

WEST TEXAS COMMUNITY
SUPERVISION, EL PASO COUNTY,
CLINTON DAVIS, FLOR SERNA,
ALEJANDRA RODRIGUEZ &
UNKNOWN PROBATION OFFICERS

Defendant.

EP19CV0057

NOTICE OF REMOVAL

TO THE HONORABLE UNITED STATES DISTRICT COURT:

COME NOW Defendants FLOR SERNA and ALEJANDRA RODRIGUEZ, and file this notice of removal. As grounds for removal, Defendants state the following:

1. The suit being removed is a civil action pending in the 171st Judicial District Court of El Paso County, Texas, styled, *Miguel Pineda v. West Texas Community Supervision, El Paso County, Clinton Davis, Flor Serna, Alejandra Rodriguez & Unknown Probation Officers*, Cause No. 2018DCV4903. True and correct copies of all process, pleadings, and the orders served upon Defendants in the state court action are being filed with this notice as required by 28 U.S.C. § 1446(a), and attached hereto as *Exhibit “A”*.
2. This action was commenced on December 28, 2018. Defendant Flor Serna was served on January 18, 2019 with Plaintiff’s Original Petition. Defendant Alejandra Rodriguez was served on January 23, 2019 with Plaintiff’s Original Petition. No other Defendants have been served. Both Defendants who have been served are employees of Defendant El Paso County and both agree to have this action removed to federal court.

3. Plaintiff's Original Petition alleges a federal question as Plaintiff has alleged a deprivation of his rights under the Fourth Amendment and Fourteenth Amendment to the United States Constitution and seeks relief under 42 U.S.C. § 1983. Therefore, this notice of removal is timely filed under 28 U.S.C. § 1446(b), within 30 days of the service on Defendants.

4. The United States District Court possesses jurisdiction over Plaintiff's state law claims pursuant to supplemental jurisdiction under 28 U.S.C. § 1441(c).

5. Under 28 U.S.C. § 1441(a), venue of the removed action is proper in this Court as the district and division embracing the place where the state action is pending.

6. Defendants, the removing parties, will promptly give adverse parties written notice of the filing of this Notice of Removal as required by 28 U.S.C. 1446(d). Defendants will promptly file a copy of this Notice of Removal with the Clerk of the 171st Judicial District Court, El Paso County, Texas, where the action is currently pending, also pursuant to 28 U.S.C. § 1446(d).

7. Plaintiff has not added additional Defendants.

WHEREFORE, PREMISES CONSIDERED, Defendants FLOR SERNA and ALEJANDRA RODRIGUEZ pursuant to these statutes and in conformance with the requirements set forth in 28 U.S.C. § 1446, remove the case styled *Miguel Pineda v. West Texas Community Supervision, El Paso County, Clinton Davis, Flor Serna, Alejandra Rodriguez & Unknown Probation Officers*, Cause No. 2018DCV4903.

Respectfully submitted,

**JO ANNE BERNAL
EL PASO COUNTY ATTORNEY
500 East San Antonio, Room 503
El Paso, Texas 79901**

Bus: (915) 546-2050
Fax: (915) 546-2133

By:



RUBEN DUARTE
Assistant County Attorney
Texas State Bar No. 24002017
ATTORNEY FOR DEFENDANTS

CERTIFICATE OF SERVICE

This is to certify that on this the 13th day of February, 2019, a true and correct copy of the foregoing document has been filed with the clerk of the court for the United States District Court, Western District of Texas, using the court's electronic case filing system and has been sent to Sergio Gonzalez, counsel for Plaintiff, 3717 Montana, El Paso, Texas 79901.



RUBEN DUARTE

EXHIBIT A

CASE SUMMARY

CASE NO. 2018DCV4903

EL PASO COUNTY

Unserved

DAVIS, CLINTON

Unserved

SERNA, FLOR

Served: 01/18/2019

Response Due: 02/11/2019

RODRIGUEZ, ALEJANDRA

Served: 01/23/2019

Response Due: 02/18/2019

DATE

FINANCIAL INFORMATION

Plaintiff Pineda, Miguel

847.00

Total Charges

847.00

Total Payments and Credits

0.00

Balance Due as of 2/13/2019

A TRUE COPY, I CERTIFY
 NORMA FAVELA BARCELEAU
 District Clerk

BY

Deputy

FEB 13 2019

PAGE 2 OF 2



Printed on 02/13/2019 at 9:02 AM

MIGUEL PINEDA

Plaintiff,

VS.

Cause No: 2018DCV

**WEST TEXAS COMMUNITY
SUPERVISION, EL PASO COUNTY,
CLINTON DAVIS, FLOR SERNA,
ALEJANDRA RODRIGUEZ &
UNKNOWN PROBATION OFFICERS**

PLAINTIFF'S ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, MIGUEL PINEDA, hereinafter referred to as "Plaintiff PINEDA",
complaining of, **EL PASO COUNTY**, and **WEST TEXAS COMMUNITY SUPERVISION**
hereinafter styled "Defendants" and would respectfully show the Court as follows:

1

PARTIES

Defendant **WEST TEXAS COMMUNITY SUPERVISION** is a government entity operating in El Paso County Texas and may be served with process by serving County Judge Ruben Vogt at 500 E. San Antonio, El Paso, Texas 79901.

Defendant **EL PASO COUNTY** is a governmental entity located at 500 E. San Antonio, El Paso, Texas by serving County Judge Ruben Vogt at 500 E. San Antonio, El Paso, Texas 79901.

Defendant's Clinton Davis, Flor Serna, Alejandra Rodriguez and other unknown



probation officers are/were employed by West Texas Community Supervision and El Paso County, and may be served at 801 E. Overland, El Paso Texas

II.

FACTUAL ALLEGATIONS

On or about the 4th day of February, 2004, Plaintiff **PINEDA** was arrested and charged with murder in El Paso County and detained in the El Paso County Detention Facility, and thereafter in El Paso County. On or about February, 2004, Plaintiff was placed on a personal recognizance bond and was released, Plaintiff continued to report as instructed by his community supervision officer until March, 2017 with all the terms and conditions set forth on his community supervision Bond. At his monthly reporting he was informed that failure to report would result in his incarceration and that his case was still pending. Plaintiff **PINEDA** was by all its terms incarcerated and forced to reside in El Paso County during the terms of his supervision. Finally, only upon extensive inquiry did his supervisory officer realize he was and had not been under criminal charges for several years. In fact the charges had been declined by the El Paso District Attorney's office and in fact the statute of limitations had tolled, that **MIGUEL PINEDA** had been wrongly detained and released him.

III.

Plaintiff **MIGUEL PINEDA** was defacto detained without cause for a total of several years. During his detention, Plaintiff **PINEDA** was unable to accept employment out of El Paso, disqualified from employment because of the supposed pending charges, join the United States Military and suffered lost wages and liberties guaranteed to him by both the Texas and United States Constitution. He was also prohibited from accepting employment anywhere outside of El



Paso for fear that he may be unlawfully arrested.

IV.

TEXAS TORT CLAIMS ACT

Defendants **EL PASO COUNTY, WEST TEXAS COMMUNITY SUPERVISION**

, Clinton Davis, Flor Serna, Alejandara Rodriguez and others may be held to answer in a court of law for the occurrence just described because:

- 1.) This claim asserts that the injury sustained by Plaintiff **PINEDA** was proximately caused by the use of tangible personal property by Defendants so that sovereign immunity is waived under the Texas Tort Claims Act, in accordance with C.P.R.C § 101.021.
- 2.) This claim asserts that the injury sustained by Plaintiff **MIGUEL PINEDA** arose out of negligent implementation of city policies designed to properly identify and detain arrestees, rather than negligence in the formation of policy, so that sovereign immunity is waived under the Texas Tort Claims Act, in accordance with C.P.R.C. § 101.55.

V.

NEGLIGENCE CAUSE OF ACTION

The facts described in this petition constitute negligence and gross negligence by the acts and omissions as alleged by defendants in their official capacity and by and through the vicarious liability of those employees working within the course and scope of their employment in the following particulars:

1. Failure to properly identify Plaintiff **PINEDA**'s case had been declined and he should be released from supervision.
2. In failing to properly follow, enforce and/or implement El Paso County and West Texas Community Supervision policies and procedure for the supervision of plaintiff Pineda and protection of individuals;



3. Failing to release Plaintiff **PINEDA** when there existed no legal grounds on which to continue his detention;
4. In failing to properly enforce and/or implement West Texas Supervision and El Paso County policies and procedures to protect arrestees and detainees from being released from Court Ordered Supervision;
5. In failing to request and secure further identifying information;
6. In failing to transmit identifying information on individuals on who's cases are no longer pending;
7. In improperly and negligently using the personal property belonging to El Paso County and specifically the fingerprint cards, photographs information cards, handcuffs, and other identifying and detaining property;
8. By deliberate indifference to Plaintiff **PINEDA**'s financial and physical needs, especially when even a lay person would easily recognize the need to terminate Plaintiff's supervision;
9. By unreasonably delaying Plaintiff **PINEDA** release from the supervised custody;
10. By failing to use reasonable care in documenting, caring for and protecting individuals placed on supervised release; such as Plaintiff **PINEDA**;
11. In acting without cautious regard for Plaintiff **PINEDA**'s right to be free from unnecessary fees and supervision, and restrictions of his freedoms;
12. In failing to act as would ordinary prudent supervisory officer would under same or similar circumstances;
13. Other acts of negligence.

The aforesaid actions, by defendants, while in the course and scope of their employment with defendants were each and every, all and singular, separately and concurrently, a proximate cause of the injuries and the resulting damages sustained by Plaintiff **MIGUEL PINEDA**.

The defendants herein conducted themselves with such wanton and reckless disregard of the consequences as to show defendants conscious indifference to the harm and injury to



plaintiff and the intent to inflict harm and injury upon Plaintiff **MIGUEL PINEDA**. This gross negligence was a proximate cause of the injuries sustained by Plaintiff **MIGUEL PINEDA**.

VI.

SLANDER

Defendants **EL PASO COUNTY**, by and through their employees provided information through their web site and other sources to others with false information regarding the charges currently pending against Plaintiff **MIGUEL PINEDA**. Such information caused the others, including potential employers to hold Plaintiff **MIGUEL PINEDA** in disrepute, hate and disdain. By providing this false information the defendants harmed the reputation and good name of Plaintiff **MIGUEL PINEDA** and exposed him to extreme risk of harm. As a result of the publishing of the false information, Plaintiff **MIGUEL PINEDA** was believed to be a person awaiting trial on a murder charge which he was not.

VII.

FALSE ARREST & IMPRISONMENT, MALICIOUS PROSECUTION AND ABUSE OF PROCESS

The above described actions constitute false arrest and false imprisonment in that Plaintiff **MIGUEL PINEDA** was detained without just cause and without his consent. The defendants caused Plaintiff to suffer injury and damages where defendants had full knowledge that no such pending case or violation of the law existed or was pending. The continued detention of his freedom by defendants under those circumstances constitutes malicious prosecution and abuse of process. The damages herein described were proximately caused by defendant's acts and omissions which constitute these causes of action under Texas law.



VIII.

DEPRIVATION OF FEDERALLY-PROTECTED RIGHTS

At all times relevant to the allegations in this cause of action, and in all actions as alleged herein, Defendants were acting under color of state law and pursuant to authority of lawful government entities.

IX.

Plaintiff **MIGUEL PINEDA** brings this action to redress the deprivation under color of law of the rights, privileges and immunities secured to Plaintiff **MIGUEL PINEDA** by provisions of the Fourth and Fourteenth Amendments to the Constitution of the United States and 42 U.S.C. §1983. Plaintiff **MIGUEL PINEDA** alleges that on the occurrence in question the acts and omissions by Defendants described above were committed pursuant to an established governmental policy, practice or custom. Furthermore, Plaintiff **MIGUEL PINEDA** alleges that his damages were proximately caused by the execution of such policy, practice or custom under the color of law and that Defendants denied Plaintiff **MIGUEL PINEDA** the following rights which are secured for all citizens and persons by the United States Constitution:

1. Right to access to adequate employment and care;
2. Right to freedom from unlawful seizure of his person;
3. Right to be free from cruel and unusual punishment;
4. Right to due process of law;
5. Freedom from undue restriction on his liberty.



X.

DAMAGES

As a result of the conduct of defendants, and each of them, as herein alleged, Plaintiff **MIGUEL PINEDA** suffered serious bodily injuries as a result of the beatings he suffered while detained. Plaintiff **MIGUEL PINEDA** was detained several years days without justification, was unable to seek suitable employment or be with his family, travel, nor further his education outside of El Paso County. Plaintiff **MIGUEL PINEDA** was illegally detained and his freedoms restricted when it was realized that he should not have been detained. The whole terrible ordeal has left Plaintiff **MIGUEL PINEDA** fearful of being arrested and was a traumatic event that seriously disrupted his daily life and routines.

XI.

Plaintiff **MIGUEL PINEDA** has been damaged far in excess of the minimal jurisdictional limits of the Court and specifically reserves the right to plead his damages with particularity when same are more fully known to him.

XII.

NOTICE REQUIREMENTS

All notices precedent to the filing of this action have been given or complied with as required by law.

XIII.

WHEREFORE, PREMISES CONSIDERED, Plaintiff **MIGUEL PINEDA** prays that defendants be cited to appear and answer herein; and that on final trial thereof, have judgment of



against defendants, and each of them, for the actual and special damages suffered by Plaintiff **MIGUEL PINEDA** as a result of defendants' conduct, in an amount within the jurisdictional limits of the Court.

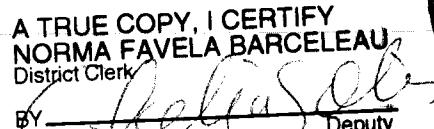
2. Costs of suit.
3. Prejudgment and postjudgment interest as provided by law.
4. Such other and further relief to which Plaintiff **MIGUEL PINEDA** may be justly entitled.

Respectfully submitted,

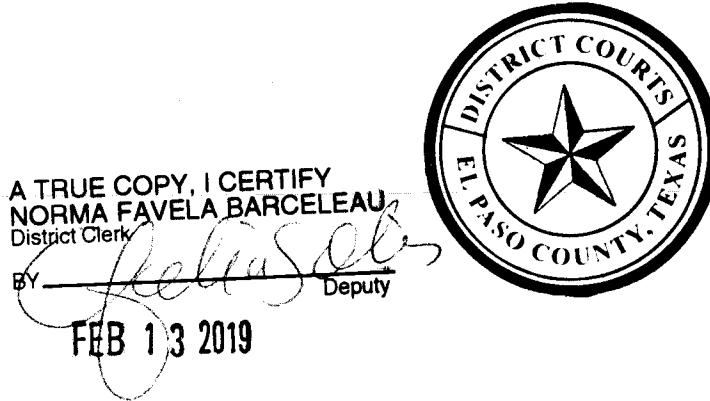


Sergio Gonzalez
State Bar No. 00784447
3717 Montana.
El Paso, Texas 79903
Telephone No. (915) 304-0358
Facsimile No. (915) 304-0674

Plaintiff's Original Petition - MIGUEL PINEDA
Page 8 of 10

A TRUE COPY, I CERTIFY
NORMA FAVELA BARCELEAU
District Clerk
BY  Deputy

FEB 13 2019



EL PASO COUNTY, TEXAS

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA

Cause Number:

(The Clerk's office will fill in the Cause Number when you file this form)

Plaintiff: Miguel Pineda

(Print first and last name of the person filing the lawsuit.)

In the

(check one):

 District Court County Court / County Court at Law Justice Court

And

Court
NumberCourt
Number

4. What is your monthly income and income sources?

"I get this monthly income:

\$ 0 in monthly wages. I work as a _____ for _____
 Your job title _____ Your employer _____
 \$ 0 in monthly unemployment. I have been unemployed since (date) March 2018.
 \$ 192.00 in public benefits per month.
 \$ _____ from other people in my household each month: (List only if other members contribute to your household income.)
 \$ 0 from Retirement/Pension Tips, bonuses Disability Worker's Comp
 Social Security Military Housing Dividends, interest, royalties
 Child/spousal support
 My spouse's income or income from another member of my household (if available)
 \$ 0 from other jobs/sources of income. (Describe) _____
 \$ 0 is my *total* monthly income.

5. What is the value of your property?

"My property includes: Value*
 Cash \$ 0
 Bank accounts, other financial assets \$ 0
 \$ 0
 \$ 0
 Vehicles (cars, boats) (make and year) \$ 0
 \$ 0
 \$ 0
 Other property (like jewelry, stocks, land, another house, etc.) \$ 0
 \$ 0
 \$ 0
 Total value of property → \$ 0

*The value is the amount the item would sell for less the amount you still owe on it, if anything.

7. Are there debts or other facts explaining your financial situation?

"My debts include: (List debt and amount owed) _____

(If you want the court to consider other facts, such as unusual medical expenses, family emergencies, etc., attach another page to this form labeled "Exhibit: Additional Supporting Facts.") Check here if you attach another page.

8. Declaration

I declare under penalty of perjury that the foregoing is true and correct. I further swear:

I cannot afford to pay court costs.
 I cannot furnish an appeal bond or pay a cash deposit to appeal a justice court decision.

My name is Norma Barceleau

My address is 5508 E 10th

Street _____

City _____

State _____

Zip Code _____

Country _____

Signature Norma Barceleau

My date of birth is 01/13/81

signed on 12/17/18 in United States County El Paso

Month/Day/Year _____

county name _____

© Form Approved by the Supreme Court of Texas by order in Misc. Docket No. 16-9122
 Statement of Inability to Afford Payment of Court Costs

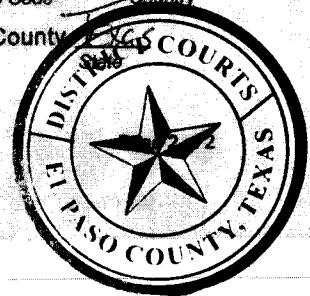
Adopted by the El Paso Council of Judges on October 18, 2010

A TRUE COPY, I CERTIFY
 NORMA FAVELA BARCELEAU
 District Clerk

BY Norma Barceleau Deputy

FEB 13 2019

El Paso County, Texas



El Paso County - 171st District Court

CAUSE NUMBER (FOR CLERK USE ONLY):

COURT (FOR CLERK USE ONLY):

Filed 12/28/2018 4:02 PM

Norma Favela Barceleau

District Clerk

El Paso County

2018DCV4903

STYLED

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing. This sheet, approved by the Texas Judicial Council, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for person completing case information sheet:		Names of parties in case:	Person or entity completing sheet is:
Name: Sergio Gonzalez	Email: attygonzalez@yahoo.com	Plaintiff(s)/Petitioner(s): Miguel Pineda	<input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: _____
Address: 3717 Montana Ave. 915 304-0358	Telephone: 915 304-0674	Defendant(s)/Respondent(s): West Texas Community Supervision, El Paso County, Clinton Davis, Flor Serna, Alejandra Rodriguez + unknown	Additional Parties in Child Support Case: Custodial Parent: Non-Custodial Parent: Presumed Father:
City/State/Zip: El Paso, TX 79903	Fax: 915 304-0674	State Bar No: 00784147	
Signature: 			

2. Indicate case type, or identify the most important issue in the case (select only 1):

Civil			Family Law	
Contract	Injury or Damage	Real Property	Marriage Relationship	Post-judgment Actions (non-Title IV-D)
<input type="checkbox"/> Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract:	<input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <input type="checkbox"/> Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: <input checked="" type="checkbox"/> Other Injury or Damage: _____	<input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: _____	<input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children	<input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other Title IV-D <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocals (UIFSA) <input type="checkbox"/> Support Order
Employment	Other Civil	Related to Criminal Matters	Other Family Law	Parent-Child Relationship
<input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment:	<input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property	<input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Torts Interference <input type="checkbox"/> Other: _____	<input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other: _____	<input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Parentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child: _____
Tax	Probate/IV-D/Inestate Administration		Guardianship—Adult Guardianship—Minor Mental Health Other: _____	
<input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax	<input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings			

3. Indicate procedure or remedy, if applicable (may select more than 1):

<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action	<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment	<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover
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A TRUE COPY, I CERTIFY
NORMA FAVELA BARCELEAU
 District Clerk
 BY 
 Deputy
 FEB 13 2019



THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **FLOR SERNA**, who may be served with process at **801 E. Overland, El Paso, TX** or wherever he/she may be found

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **171st Judicial District Court**, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, **SERGIO GONZALEZ**, 3717 MONTANA, EL PASO, TX 79903, in this case numbered **2018DCV4903** on the docket of said court, and styled:

MIGUEL PINEDA
VS.

WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA, ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS

The nature of Plaintiff's demand is fully shown by a true and correct copy of the **Plaintiff's Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

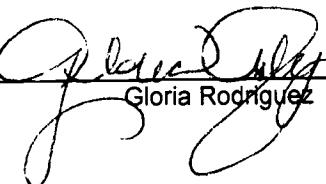
CLERK OF THE COURT

NORMA FAVELA BARCELEAU
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901



Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

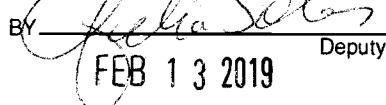
By:


Gloria Rodriguez



Rule 106: "the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with a TRUE COPY, I CERTIFY

date of delivery endorsed thereon and with a copy to **NORMA FAVELA BARCELEAU**
District Clerk


FEB 13 2019

Deputy

RETURN

Came on hand on _____ day of _____, 20____, at _____ o'clock
 _____ M., and executed in _____ County, Texas, by delivering to
 each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon
 the date of delivery, together with the accompanying true and correct copy of the Plaintiff's Original
 Petition, at the following times and places, to-wit:

NAME	MONTH	DATE DAY	YEAR	TIME Hour	TIME Min.	M.	Place, and Course and Distance From Court House

And not executed as to the defendant, _____

The diligence used in finding said defendant, being _____

And the cause of failure to execute this process is: _____

And the information received as to the whereabouts of the said defendant, being _____

FEES—SERVING _____ copy _____ \$ _____ Sheriff
 _____ _____ _____ County, Texas
 Total _____ \$ _____ by _____ Deputy

CERTIFICATE OF DELIVERY

I do hereby certify that I delivered to _____
 _____ on the _____ day of _____,
 20____, at _____ o'clock ____ m. this copy of this instrument.

_____, Sheriff/Agent
 _____ County, Texas
 By _____ Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE _____ DAY OF _____, 20____.

(SEAL)

NOTARY PUBLIC, STATE OF TEXAS



THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **CLINTON DAVIS**, who may be served with process at **801 E. Overland, El Paso, TX** or wherever he/she may be found

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **171st Judicial District Court**, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, SERGIO GONZALEZ, 3717 MONTANA, EL PASO, TX 79903, in this case numbered **2018DCV4903** on the docket of said court, and styled:

MIGUEL PINEDA
VS.

WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA, ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS

The nature of Plaintiff's demand is fully shown by a true and correct copy of the **Plaintiff's Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

CLERK OF THE COURT

NORMA FAVELA BARCELEAU
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901



Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

By:


Gloria Rodriguez



Rule 106: "-the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation

A TRUE COPY, I CERTIFY
date of delivery endorsed thereon and with a copy of the petition attached thereto
NORMA FAVELA BARCELEAU
District Clerk

BY  Deputy

FEB 13 2019

RETURN

Came on hand on _____ day of _____, 20____, at _____ o'clock
 _____ M., and executed in _____ County, Texas, by delivering to
 each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon
 the date of delivery, together with the accompanying true and correct copy of the Plaintiff's Original
 Petition, at the following times and places, to-wit:

NAME	MONTH	DATE DAY	YEAR	TIME Hour	TIME Min.	M.	Place, and Course and Distance From Court House

And not executed as to the defendant, _____

The diligence used in finding said defendant, being _____

And the cause of failure to execute this process is: _____

And the information received as to the whereabouts of the said defendant, being _____

FEES—SERVING _____ copy _____ \$ _____ Sheriff
 _____ County, Texas
 Total _____ \$ _____ by _____ Deputy

CERTIFICATE OF DELIVERY

I do hereby certify that I delivered to _____
 _____ on the _____ day of _____,
 20____, at _____ o'clock _____ m. this copy of this instrument.

_____, Sheriff/Agent
 _____ County, Texas
 By _____ Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE _____ DAY OF _____, 20____.

(SEAL)

NOTARY PUBLIC, STATE OF TEXAS



THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **ALEJANDRA RODRIGUEZ**, who may be served with process at **801 E. Overland, El Paso, TX** or wherever he/she may be found

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **171st Judicial District Court**, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, **SERGIO GONZALEZ**, 3717 MONTANA, EL PASO, TX 79903, in this case numbered **2018DCV4903** on the docket of said court, and styled:

MIGUEL PINEDA
VS.

WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA, ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS

The nature of Plaintiff's demand is fully shown by a true and correct copy of the **Plaintiff's Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

CLERK OF THE COURT

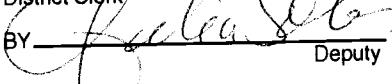
NORMA FAVELA BARCELEAU
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901

Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

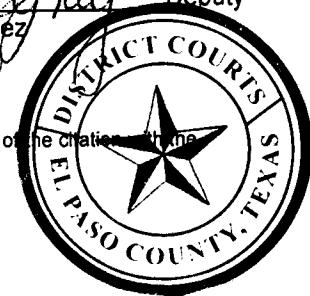
By: 

Gloria Rodriguez

Deputy

A TRUE COPY, I CERTIFY
NORMA FAVELA BARCELEAU
District Clerk
BY 

Deputy

Rule 106: "-the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation, then
date of delivery endorsed thereon and with a copy of the citation, the name of the officer, and the date of delivery,

FEB 13 2019

RETURN

Came on hand on _____ day of _____, 20____, at _____ o'clock
 _____ M., and executed in _____ County, Texas, by delivering to
 each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon
 the date of delivery, together with the accompanying true and correct copy of the Plaintiff's Original
 Petition, at the following times and places, to-wit:

NAME	MONTH	DATE DAY	YEAR	Hour	TIME Min.	M.	Place, and Course and Distance From Court House

And not executed as to the defendant, _____

The diligence used in finding said defendant, being _____

And the cause of failure to execute this process is: _____

And the information received as to the whereabouts of the said defendant, being _____

FEES—SERVING _____ copy _____ \$ _____ Sheriff
 _____ _____ _____ County, Texas
 Total _____ \$ _____ by _____ Deputy

CERTIFICATE OF DELIVERY

I do hereby certify that I delivered to _____,
 _____ on the _____ day of _____,
 20____, at _____ o'clock _____ m. this copy of this instrument.

_____, Sheriff/Agent
 _____ County, Texas
 By _____ Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE _____ DAY OF _____, 20____.

(SEAL)

NOTARY PUBLIC, STATE OF TEXAS



THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **WEST TEXAS COMMUNITY SUPERVISION**, who may be served with process by serving County Judge Ruben Vogt at 500 E. San Antonio, El Paso, TX 79901 or wherever he/she may be found.

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 171st Judicial District Court, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, SERGIO GONZALEZ, 3717 MONTANA, EL PASO, TX 79903, in this case numbered 2018DCV4903 on the docket of said court, and styled:

MIGUEL PINEDA
VS.

WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA, ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS

The nature of Plaintiff's demand is fully shown by a true and correct copy of the **Plaintiff's Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

CLERK OF THE COURT

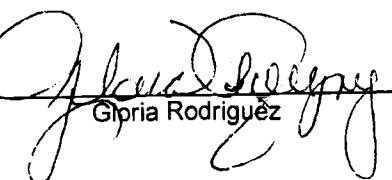
NORMA FAVELA BARCELEAU

District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901



Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

By:


Gloria Rodriguez, Deputy

Rule 106: "the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with the

A TRUE COPY, I CERTIFY
NORMA FAVELA BARCELEAU
District Clerk

BY


Rebeca Sels, Deputy

FEB 13 2019



RETURN

Came on hand on _____ day of _____, 20____, at _____ o'clock
 _____ M., and executed in _____ County, Texas, by delivering to
 each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon
 the date of delivery, together with the accompanying true and correct copy of the Plaintiff's Original
 Petition, at the following times and places, to-wit:

NAME	MONTH	DATE DAY	YEAR	Hour	TIME Min.	M.	Place, and Course and Distance From Court House

And not executed as to the defendant, _____

The diligence used in finding said defendant, being _____

And the cause of failure to execute this process is: _____

And the information received as to the whereabouts of the said defendant, being _____

FEES—SERVING _____ copy _____ \$ _____ Sheriff
 _____ _____ _____ County, Texas
 Total _____ \$ _____ by _____ Deputy

CERTIFICATE OF DELIVERY

I do hereby certify that I delivered to _____
 _____ on the _____ day of _____
 20____, at _____ o'clock _____ m. this copy of this instrument.

_____, Sheriff/Agent
 _____ County, Texas
 By _____ Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE _____ DAY OF _____, 20____.

(SEAL)

NOTARY PUBLIC, STATE OF TEXAS



THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **EL PASO COUNTY**, who may be served with process by serving **County Judge Ruben Vogt** at **500 E. San Antonio, El Paso, TX 79901** or wherever he/she may be found

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **171st Judicial District Court, El Paso County, Texas**, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, SERGIO GONZALEZ, 3717 MONTANA, EL PASO, TX 79903, in this case numbered **2018DCV4903** on the docket of said court, and styled:

MIGUEL PINEDA
VS.

WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA, ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS

The nature of Plaintiff's demand is fully shown by a true and correct copy of the **Plaintiff's Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

CLERK OF THE COURT

NORMA FAVELA BARCELEAU
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901

Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

By:

Gloria Rodriguez

Deputy

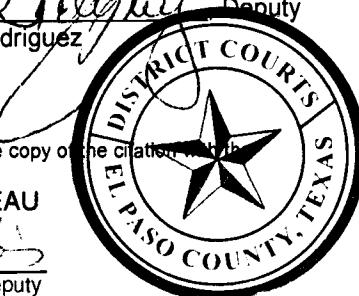


Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

By:

Gloria Rodriguez

Deputy



Rule 106: "-the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with

A TRUE COPY, I CERTIFY

date of delivery endorsed thereon and with a copy of the petition attached thereto.

NORMA FAVELA BARCELEAU

District Clerk

BY

Deputy

FEB 13 2019

RETURN

Came on hand on _____ day of _____, 20____, at _____ o'clock
 _____ M., and executed in _____ County, Texas, by delivering to
 each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon
 the date of delivery, together with the accompanying true and correct copy of the **Plaintiff's Original
 Petition**, at the following times and places, to-wit:

NAME	MONTH	DATE DAY	YEAR	Hour	TIME Min.	.M.	Place, and Course and Distance From Court House

And not executed as to the defendant, _____

The diligence used in finding said defendant, being _____

And the cause of failure to execute this process is: _____

And the information received as to the whereabouts of the said defendant, being _____

FEES—SERVING _____ copy _____ \$ _____ Sheriff
 _____ _____ _____ County, Texas
 Total _____ \$ _____ by _____ Deputy

CERTIFICATE OF DELIVERY

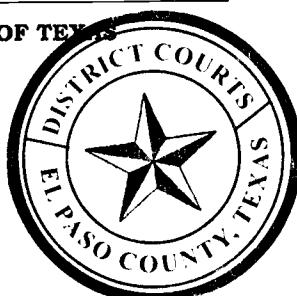
I do hereby certify that I delivered to _____
 _____ on the _____ day of _____,
 20____, at _____ o'clock _____ m. this copy of this instrument.

_____, Sheriff/Agent
 _____ County, Texas
 By _____ Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE _____ DAY OF _____, 20____.

(SEAL)

NOTARY PUBLIC, STATE OF TEXAS



2018DCV4903

RETURN

Came on hand on 16 day of January, 2019, at 10:04 o'clock
A.M., and executed in El Paso County, Texas, by delivering to
each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon
the date of delivery, together with the accompanying true and correct copy of the Plaintiff's Original
Petition, at the following times and places, to-wit:

And not executed as to the defendant, —

The diligence used in finding said defendant, being

And the cause of failure to execute this process is:

And the information received as to the whereabouts of the said defendant, being

FEES—SERVING copy \$ **Richard D. Wiles Sheriff** Sheriff
Total \$ by **Deputy Jorge Andujo #1887**, Deputy
El Paso County, Texas County, Texas

CERTIFICATE OF DELIVERY

I do hereby certify that I delivered to _____

on the _____ day of _____

20 . . . at o'clock m. this copy of this instrument.

. Sheriff/Agent

County, Texas

By _____, Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE **DAY OF** _____, 20____.

(SEAL)

NOTARY PUBLIC. STATE OF TEXAS

A TRUE COPY, I CERTIFY
NORMA FAVELA BARCELEAU
District Clerk
BY *Delia Sels* DEPUTY
FEB 12 2010



THE STATE OF TEXAS

297

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **FLOR SERNA**, who may be served with process at **801 E. Overland, El Paso, TX** or wherever he/she may be found

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **171st Judicial District Court**, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, SERGIO GONZALEZ, 3717 MONTANA, EL PASO, TX 79903, in this case numbered **2018DCV4903** on the docket of said court, and styled:

MIGUEL PINEDA
VS.

WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA, ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS

The nature of Plaintiff's claim is fully shown by a true and correct copy of the Plaintiff's **Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

CLERK OF THE COURT

NORMA FAVELA BARCELEAU
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901



Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

By:


Gloria Rodriguez

EL PASO COUNTY
CLERK'S OFFICE
JAN 16 2019

Deputy



Rule 106: "-the citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with the date of delivery endorsed thereon and with a copy of the petition attached thereto."

2018DCV4903

RETURN

Came on hand on 16 day of JANUARY, 2019, at 10:04 o'clock A.M., and executed in EL PASO County, Texas, by delivering to each of the within-named defendants, in person, a true copy of this Citation, having first endorsed thereon the date of delivery, together with the accompanying true and correct copy of the Plaintiff's Original Petition, at the following times and places, to-wit:

NAME	MONTH	DATE	YEAR	Hour	TIME	Place, and Course and Distance From Court House
ALEJANDRA RODRIGUEZ	JANUARY	23	2019	11:17	AM	500 E SAN ANTONIO FORMA 1000 FT NORMA FADELA BARCELEAU DISTRICT CLERK
						EL PASO COUNTY, TEXAS
						2019 JAN 21 PM 12:30
						FILED 12:30 PM 12/30/2019 BY CLERK NORMA FADELA BARCELEAU

And not executed as to the defendant, _____

The diligence used in finding said defendant, being _____

And the cause of failure to execute this process is: _____

And the information received as to the whereabouts of the said defendant, being _____

FEES—SERVING copy \$ 100.00 by RICHARD D. WILES SHERIFF Sheriff
EL PASO COUNTY, TEXAS County, Texas

Total \$ 100.00 by DEP. ERIC VELA #5837, Deputy

CERTIFICATE OF DELIVERY

I do hereby certify that I delivered to _____

on the _____ day of _____
20_____, at _____ o'clock _____ m. this copy of this instrument.

_____, Sheriff/Agent

_____, County, Texas

By _____, Deputy/Agent

SUBSCRIBED AND SWORN TO BEFORE ME ON THE _____ DAY OF _____, 20_____.
2018DCV4903
Alejandra Rodriguez

(SEAL)

NOTARY PUBLIC, STATE OF TEXAS

A TRUE COPY, I CERTIFY
NORMA FADELA BARCELEAU
District Clerk
BY Bella Solis Deputy

FEB 13 2019



1-16-19

THE STATE OF TEXAS

296

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO: **ALEJANDRA RODRIGUEZ**, who may be served with process at **801 E. Overland, El Paso, TX** or wherever he/she may be found

Greetings:

You are hereby commanded to appear by filing a written answer to the **Plaintiff's Original Petition** at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable **171st Judicial District Court**, El Paso County, Texas, at the Court House of said County in El Paso, Texas.

Said Plaintiff's Petition was filed in said court on this the 28th day of December, 2018 by Attorney at Law, **SERGIO GONZALEZ**, 3717 MONTANA, EL PASO, TX 79903, in this case numbered **2018DCV4903** on the docket of said court, and styled:

MIGUEL PINEDA
VS.

**WEST TEXAS COMMUNITY SUPERVISION, EL PASO COUNTY, CLINTON DAVIS, FLOR SERNA,
ALEJANDRA RODRIGUEZ, & UNKNOWN PROBATION OFFICERS**

The nature of Plaintiff's demand is fully shown by a true and correct copy of the **Plaintiff's Original Petition** accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at El Paso, Texas, on this the 16th day of January, 2019.

CLERK OF THE COURT

NORMA FAVELA BARCELEAU
District Clerk
El Paso County Courthouse
500 E. San Antonio Ave, RM 103
El Paso, Texas 79901

EL PASO COUNTY
CLERK'S OFFICE
JAN 16 2019
2019

Attest: NORMA FAVELA BARCELEAU District Clerk
El Paso County, Texas

By:

Gloria Rodriguez

Deputy



Rule 106: "-the citation shall be served by the officer delivering to each defendant, in person, a true copy

date of delivery endorsed thereon and with a copy of the petition attached thereto."